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10  
11 IN THE UNITED STATES DISTRICT COURT  
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
13 SAN FRANCISCO DIVISION  
14

15 **DALLAN A. LOUIS,**

16 Plaintiff,

17 v.

18 **PUCKETT, et al.,**

19 Defendants.

C 07-6293 JSW

**DEFENDANT'S WAIVER OF  
REPLY;**

**DEMAND FOR JURY TRIAL**

20  
21 TO PLAINTIFF DALLAN A. LOUIS, IN PRO SE:

22 PLEASE TAKE NOTICE THAT Defendant Puckett waives his right to reply to the  
23 complaint under 28 U.S.C. § 1997e(g). That section provides that:

24 (1) Any defendant may waive the right to reply to any action brought by a  
25 prisoner confined in any jail, prison, or other correctional facility under  
26 section 1983 of this title or any other Federal law. Notwithstanding any  
other law or rule of procedure, such waiver shall not constitute an admission  
of the allegations contained in the complaint. No relief shall be granted to  
the plaintiff unless a reply has been filed.

27 (2) The court may require any defendant to reply to a complaint brought  
28 under this section if it finds that the plaintiff has a reasonable opportunity to

1 prevail on the merits.  
2 *Id.*

3 In addition, Defendant demands a trial by jury in this case.

4 Dated: June 2, 2008

5 Respectfully submitted,

6 EDMUND G. BROWN JR.  
Attorney General of the State of California

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**DECLARATION OF SERVICE BY U.S. MAIL**

Case Name: **D. A. Louis v. Puckett, et al.**

No.: **C 07-6293 JSW**

I declare:

I am employed in the Office of the Attorney General, which is the office of a member of the California State Bar, at which member's direction this service is made. I am 18 years of age or older and not a party to this matter. I am familiar with the business practice at the Office of the Attorney General for collection and processing of correspondence for mailing with the United States Postal Service. In accordance with that practice, correspondence placed in the internal mail collection system at the Office of the Attorney General is deposited with the United States Postal Service that same day in the ordinary course of business.

On June 3, 2008, I served the attached

**DEFENDANT'S WAIVER OF REPLY;  
DEMAND FOR JURY TRIAL**

by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the internal mail collection system at the Office of the Attorney General at 455 Golden Gate Avenue, Suite 11000, San Francisco, CA 94102-7004, addressed as follows:

**Louis A. Dallan, V-78658**  
**California Correctional Institution**  
**P. O. Box 1031**  
**Tehachapi, CA 93581-1031**  
*Pro Per*

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on June 3, 2008, at San Francisco, California.

\_\_\_\_\_  
T. Oakes

Declarant

\_\_\_\_\_  
/s/ T. Oakes

Signature